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JUL 14 2004

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**TELECOPY****PLEASE DELIVER AS SOON AS POSSIBLE****DATE:** July 14, 2004**TO:** Commissioner For Patents**FROM:** Kelly J. Williamson  
Patent Agent**In re:** Baszczynski *et al.***Appl. No.:** 09/579,784**Filed:** 5/26/00**For:** TARGETED MANIPULATION OF GENES IN PLANTS**Confirmation No.:** 9894**Group Art Unit:** 1638**Examiner:** Kruse**Attachments:**

Interview Summary(2 pages)

**NO. OF PAGES:** 3  
(Including cover page)**OPERATOR:****IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT (919) 862-2200****USER CODE:** LAKE**FAX NUMBER:** (703) 872-9306**CLIENT/MATTER:** 035718/199392**REQUESTED BY:** Pam Lockley**VOICE NUMBER:**

Attorney's Docket No. 035718/199392 (5718-23B)**PATENT****RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED  
PROCEDURE - EXAMINING GROUP 1631****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:	Baszczynski <i>et al.</i>	Confirmation No.:9894
Appl. No.:	09/579,784	Group Art Unit: 1638
Filed:	5/26/00	Examiner: Kruse
For:	TARGETED MANIPULATION OF GENES IN PLANTS	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INTERVIEW SUMMARY**

Sir:

A telephonic interview in the above-referenced matter occurred on July 13, 2004 between Examiner Kruse and Applicant's representative, Kelly J. Williamson. Applicants provide below a summary of the interview.

The Amendment and Response filed on June 21, 2004 was discussed. Specifically, rejections related to written description, enablement, §112 2<sup>nd</sup> paragraph, and §103 were discussed as outlined in the June 21, 2004 Amendment and Response. In view of the discussion, an agreement was reached that the requirements of §103 and the requirements of §112, first paragraph, for written description and enablement have been satisfied for claims 1-3, 6, 7, 9, 10, 13-20, 23-24, and 27-29. In addition, the rejection of claim 3 under §112, second paragraph, will be withdrawn upon amending "a coding region" to "the coding region." The Examiner further requested the language of the preamble of claim 1 and 16 be brought into the body of the claim. No agreement was reached regarding this amendment.

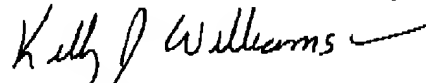
The Examiner is respectfully requested to enter this Interview Summary into the above-referenced matter.

[ETA01/2158563v]

In re: Baszczynski *et al.*  
Appl. No. 09/579,784  
Filed: 5/26/00  
Page 2

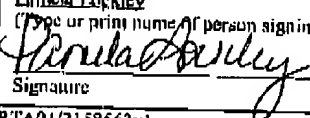
It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted, .



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